

**RESOLUTION**

**AUTHORIZING CHANGE ORDER #1/FINAL CHANGE ORDER FOR THE 2022-3 ROADWAY IMPROVEMENT PROJECT, DECREASING THE CONTRACT PRICE FROM \$1,011,429.51 TO \$986,142.93 A DECREASE OF 2.50% OR \$25,286.58, AUTHORIZING ACCEPTANCE OF THE PROJECT, RELEASE OF THE PERFORMANCE BOND, ACCEPTANCE OF THE MAINTENANCE BOND, AND FINAL PAYMENT TO TOP LINE CONSTRUCTION CORP. (22 FIFTH STREET, SOMERVILLE, NJ 08876) ENTIRE LENGTHS OF DARBY PLACE, FOX RUN, ROLLING KNOLLS WAY, AND WINDING BROOK WAY, FUNDED THROUGH THE 2022 CAPITAL ROAD FUND**

**WHEREAS**, the Township of Bridgewater and Top Line Construction Corp. entered into a contract for the road repaving and incidental improvements to Darby Place, Fox Run, Rolling Knolls Way, and Winding Brook Way the 2022-3 Roadway Improvement Project; and

**WHEREAS**, there is Change Order #1 decreasing the contract price from \$1,011,429.51 to \$986,142.93, which was a 2.50% decrease in the amount of \$25,286.58 to the contract amount based on an adjustment of estimated quantities to match as-built quantities; and

**WHEREAS**, the aforesaid modification necessitates a change order to reflect the actual contract amount, which change order is permissible under the Local Public Contracts Law and the Local Government Services regulations with respect to the same; and

**WHEREAS**, William H. Burr, IV, Township Engineer, recommends authorizing Change Order #1, Accepting the Project, Releasing the Performance Guarantee and accepting the Maintenance Bond; and

**WHEREAS**, Christopher M. Corsini, Township Attorney, has reviewed the Township Engineer's memo of completion, Executive Summary, Maintenance Bond, Change Order #1, and Affidavit of No Liens, and has found all of same to be satisfactory; and

**WHEREAS**, the contractor has submitted to the Township an "Affidavit of No Liens" confirming that all indebtedness associated with this project has been satisfied; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Bridgewater, in the County of Somerset and State of New Jersey as follows:

1. It hereby acknowledges that this project has been satisfactorily completed, accepts same and, accordingly, releases Performance and Payment Bond No. (CA-4376082) in the amount of \$1,011,429.51 from Great American Insurance Group.
2. It authorizes the appropriate municipal officials to pay the balance due on the final contract which is hereby accepts, and which has resulted in an adjusted contract amount of \$986,142.93.
3. It hereby accepts Maintenance Bond (CA-4376082M), in the sum of \$147,921.44 issued by Great American Insurance Group.

4. It hereby directs Linda Doyle, Township Clerk, to transmit certified copies of this resolution to the Rose Witt, Qualified Purchasing Agent, Joseph Sarno, Chief Finance Officer on behalf of Holman Frenia Allison, P.C., William H. Burr, IV, Township Engineer, Colliers Engineering & Design, and Top Line Construction Corp.

| Introduced | Seconded | Council  | Aye | Nay | Abstain | Absent |
|------------|----------|----------|-----|-----|---------|--------|
|            |          | Kurdyla  |     |     |         | ✓      |
| ✓          |          | Norgalis | ✓   |     |         |        |
|            |          | Pedroso  | ✓   |     |         |        |
|            | ✓        | Ring     | ✓   |     |         |        |
|            |          | Kirsh    | ✓   |     |         |        |

Adopted: March 16, 2023